

Laws of Her Majesty's Province of United Canada, passed in the year 1854. Quebec: Stewart Derbshire and George Desbarts, 1854.

18 Victoria – Chapter 118

An Act to explain an Act intituled, An Act to amend and extend the law relative to the remedy by Replevin in Upper Canada. Assented to 19th May, 1855.

Whereas doubts have arisen whether by the provisions of a certain Act of the Parliament of this Province, passed in the Session held in the fourteenth and fifteenth years of Her Majesty's Reign, intituled, *An Act to amend and extend the law relative to the remedy by Replevin in Upper Canada*, when any goods and chattels or other personal property and effects in the said Act mentioned, have been seized and taken in execution or by attachment or otherwise under process from any Court of Record in Upper Canada, the same can be replevied and taken out of the hands and custody of the Sheriff or other Officer to whom the execution of such process of right belongs; And whereas it is expedient to remove such doubts: Be it therefore declared and enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby declared and enacted by the authority of the same, as follows:

I. The said Act did not authorize, and shall not be construed to have authorized and permitted, or to authorize and permit the replevying and taking out of the hands and custody of any Sheriff or other Officer, as aforesaid, any such goods and chattels which such Sheriff or other Officer shall have seized and taken and shall have in his lawful keeping, under and by virtue of any process whatsoever issued out of Her Majesty's Courts of Record in and for Upper Canada.